

**MINUTES OF THE JONESTOWN CITY COUNCIL REGULAR MEETING HELD
FEBRUARY 8, 2007, 7:30 P.M. AT THE CITY COUNCIL CHAMBERS 18649 FM 1431,
SUITE 3-A, JONESTOWN, TEXAS**

A. ITEMS OPENING MEETING:

1. CALL TO ORDER

MAYOR JAMES M. BROWN

Mayor Brown called the meeting to order at 7:30 p.m.

2. ROLL CALL

CITY SECRETARY

Upon roll call, the following members were present: Alderman Walker, Alderman MacMicking, Alderman Drake, Mayor Brown, Mayor Pro Tem Brewer and Alderman Aaron. A quorum was present.

3. APPROVAL OF MINUTES

January 11, 2007 Regular Meeting

January 25, 2007 Special Called Meeting

Alderman Drake asked to have city secretary changed to assistant city secretary on item A.2., of the January 25th minutes, since the city secretary was absent. She also pointed out that the word "approved" was omitted after the words "Alderman Walker made a motion to..." on page 2, item C.2.b.

Alderman Aaron asked about the minutes of January 11th concerning the committee authorized by Council that includes Duell E. Woods. He didn't recall that person being included, and he hasn't been at the meetings. There was discussion which included Bob Stevenson and Linda Hambrick about contact information and including Mr. Woods in future meetings.

Alderman Walker made a motion to approve the minutes of January 11th and 25th with the corrections. Mayor Pro Tem Brewer seconded the motion. **Upon roll call the vote was as follows: Yes: Alderman Walker, Alderman MacMicking, Alderman Drake, Mayor Pro Tem Brewer and Alderman Aaron. No: None. Abstain: None. Motion passes unanimously.**

4. REPORTS FROM COMMUNITY ORGANIZATIONS AND OTHER ENTITIES

a. Pete Brooks and Mike Collins, Pedernales Electric Cooperative, Inc.

Mike Collins asked the audience and Council to spread word that PEC will award \$51,000 in college scholarships to area high school seniors, and the applications are due on February 20th. He announced that PEC has a program to help cities apply for grants, and that we should feel free to take advantage of it and that utility payments can now be made by telephone or on the web site.

b. ESD#1

A written report was in the packets.

c. Travis County Rural Community Center

d. Jonestown Area Chamber of Commerce

e. North Shore Heritage and Cultural Society

Alderman Bob Walker reported that the Society will have its first annual book fair at KOaks in Lago Vista on February 3rd and it was relatively successful for the first one, and everyone who attended had a good time. The organization hopes to attract more participants in future events.

f. Transportation Safety Committee

Alderman Ginger MacMicking reported that her committee has met twice, once with TXDOT. The next step will be to talk to owners of property that will be needed for right-of-way to begin the construction of a turn lane through Jonestown. Alderman Aaron asked if the committee had been formalized, and Alderman MacMicking reminded him that the committee came out of the Chamber of Commerce, and that she is the Council's representative.

5. COUNCIL COMMENTS ON DEPARTMENT REPORTS

a. Planning and Zoning Commission

b. Parks and Recreation Board

Alderman Walker commended Lina Wintz on her leadership of the recent oak wilt eradication project.

c. Finance Department/Municipal Court

Mayor Pro Tem Brewer asked court clerk, Diane Green, if she could produce a report next time that shows the outstanding money owed the court that is overdue and may have gone to warrant. Alderman Drake asked Diane if she could do a report, and Diane told her that she could. Mayor Brown asked Diane for her opinion on how the collections are going, and Ms. Green told him that the main way old fines are collected is by the OMNI program, which is very effective in the long term in the collection of old fines, since the citizen can't get a Texas drivers license until they pay outstanding fines. Alderman MacMicking also asked her to run a report.

d. Public Works Department

e. Library

Alderman MacMicking asked about the web site, and discussed it with Mr. Sartain. Marji Smith was complimented by Mr. Sartain who said she is doing a good job with the web site project, and will bring recommendations to Council soon.

f. Building Department

Alderman Walker asked Bob Stevenson about the large number of reinspections which, Mr. Stevenson explained, are the result of enforcing the building code. He expects that the number will drop after a learning curve on the part of the builders. The process of collecting the fees has also been changed from collecting at the end of the project before issuing the certificate of occupancy, to the new practice of requiring they be paid before the next inspection.

g. Code Enforcement

h. Police Department

i. City Administrator

Alderman Drake asked about the grant house on Third Street, and she complimented the people who tore down the houses and cleaned up the lots.

Alderman MacMicking asked Johnny Sartain if the USDA application was submitted in time. Mr. Sartain discussed the process with her.

j. City Engineer

k. Citizens Complaints and Compliments

B. CITIZEN COMMUNICATIONS (Discussion only on items that are not on the agenda.)

Mayor David Deeds complimented the council and city staff on the job they did on the new boat ramp. He asked that the ramp be opened to the public.

Mayor Pro Tem asked Mayor Brown if he could open up Item A. 5 again so that the issue could be discussed, which the Mayor did. Lina was asked her opinion and she said that small and medium boats would have no trouble at this time. After discussion, Mayor Brown asked Ms. Wintz to go ahead and open it up, put up the signs and start charging the normal fees.

C. GENERAL BUSINESS AND ACTION ITEMS:

1. Discuss and consider for action a report from Building Official Bob Stevenson regarding the FM 1431 Corridor overlay regulations, to include authorization to hire a design professional or architect to review the ordinance language and make recommendations for amendment and produce example drawings for the articulation requirements.

Bob Stevenson presented a letter of proposal from Richard Elsasser, AIA “to evaluate the Jonestown FM 1431 Corridor Overlay District Ordinance and provide commentary with regards to ordinance clarity for interpretation by the citizens, developers and design professionals. provide comparable sketches to be used and printed as examples to enhance the understanding of the ordinance.” Mayor Pro Tem Brewer asked if this person could also be the one hired to review the commercial plans. Mr. Stevenson said that he could do the plans as well.

Alderman Walker made a motion to accept Bob Stevenson’s recommendation to employ Richard Elsasser, AIA as a design architect for the 1431 Corridor Overlay and to provide us with a design graphic to use as a learning and training tool. Alderman MacMicking seconded the motion.

Mayor Brown asked Kermit Belzer if he wanted to speak to this. Mr. Belzer complimented Jonestown in comparison to Lago Vista as to how caring and concerned the officials are toward his situation. He is frustrated with the ordinance and process. He asked to be able to go ahead and build his building as designed.

Alderman Drake asked where the money to pay the architect will come from, and discussed this with the Mayor Pro Tem Brewer, other council members and the city administrator.

Upon roll call the vote was as follows: Yes: Alderman Walker, Alderman MacMicking, Alderman Drake, Mayor Pro Tem Brewer and Alderman Aaron. No: None. Abstain: None. Motion passes unanimously.

2. Discuss and consider for action to accept the parkland dedication for the Grandacres park.

City Attorney, Paige Saenz explained that this should be done in order for the County to change the ownership to the City of Jonestown and take it off of the tax roll, which is now owned by Alan McGraw.

Alderman Walker made a motion to table this item until the Parks and Recreation looks at the property and considers it and gives a report (until the March 8th meeting). Mayor Pro Tem Brewer seconded the motion.

There was a discussion which included staff, council and Marlin Coplin. **Upon roll call the vote was as follows: Yes: Alderman Walker, Alderman MacMicking, Alderman Drake, Mayor Pro Tem Brewer and Alderman Aaron. No: None. Abstain: None. Motion passes unanimously.**

3. Discuss and consider for action a report on the proposed police facility by Kenny Burns, Architect from Burns and Gill Architects, and report on loan application with USDA.

Mr. Burns made his presentation on the proposed 6,600 square foot building and relocation of the public works department. The total budget including furnishings will be over 1.8 million which may be paid for with a 30 year loan at 4% interest.

Citizens who joined the discussion or asked questions were Deane Armstrong, David Deeds, Cher Groody, Marlin Coplin, and Jim Conatser. Alderman Walker expressed concern that the plans did not include an animal control facility.

Alderman Walker made a motion to approve the concept plan as presented to date. Alderman Aaron seconded the motion. Alderman MacMicking asked for a friendly amendment to move forward with the next phase, the schematic design. The amendment was accepted. **Upon roll call the vote was as follows: Yes: Alderman Walker, Alderman MacMicking, Alderman Drake, Mayor Pro Tem Brewer and Alderman Aaron. No: None. Abstain: None. Motion passes unanimously.**

4. Discuss and consider for action an ordinance amending section 26.001 of Chapter 26, Jonestown Code of Ordinances, to designate the official newspaper for required publications.

Alderman MacMicking made a motion to approve the ordinance amending section 26.001 of Chapter 26, Jonestown Code of Ordinances, to designate the Austin American Statesman as the official newspaper for required publications. Alderman Walker seconded the motion. **Upon roll call the vote was as follows: Yes: Alderman Walker, Alderman MacMicking, Alderman Drake, Mayor Pro Tem Brewer and Alderman Aaron. No: None. Abstain: None. Motion passes unanimously.**

5. Discuss and consider for action an ordinance naming the private access drive to all lots in Northlake Hills Estates as Stone Mountain Drive for the purpose of addressing each lot separately.

Alderman Walker made a motion to approve an ordinance naming the private access drive to all lots in Northlake Hills Estates as Stone Mountain Drive for the purpose of addressing each lot separately. Mayor Pro Tem seconded the motion. **Upon roll call the vote was as follows: Yes: Alderman Walker, Alderman MacMicking, Alderman Drake, Mayor Pro Tem Brewer and Alderman Aaron. No: None. Abstain: None. Motion passes unanimously.**

6. Discuss and consider for action an ordinance amending Chapter 150 Jonestown Code of Ordinances
 - a. Adding Subchapter G, Traffic Laws Applicable to Private Subdivision, to authorize the enforcement of traffic rules in certain private subdivisions; and
 - b. amending § 150.043 Stop Signs, Yield Signs, Do Not Enter Signs and One Way Signs to add a stop sign at the corner of Reed Parks Road and Breezeway.

After a brief discussion, Alderman Aaron made a motion to approve an ordinance amending Chapter 150 to include all the components listed, including the table and the additional stop sign at the corner of Reed Parks Road and Breezeway with the possibility of adding a warning sign just prior to it. Mayor Pro Tem Brewer seconded the motion.

Alderman Walker offered a friendly amendment to include North Lake Hills in the language that allows the use of golf carts on the streets. After a discussion, Alderman Walker withdrew his friendly amendment. **Upon roll call the vote was as follows: Yes: Alderman Aaron, Mayor Pro Tem Brewer, Alderman Drake, Alderman MacMicking, and Alderman Walker. No: None. Abstain: None. Motion passes unanimously.**

7. Discuss and consider for action an ordinance amending Chapter 42, Subchapter B, Jonestown Code of Ordinances, to allow permittees to burn on any of the 10 days of a valid burn permit.

Alderman MacMicking made a motion to approve an ordinance amending Chapter 42, Subchapter B, Jonestown Code of Ordinances, to allow permittees to burn on any of the 10 days of a valid burn permit. Alderman Drake seconded the motion. **Upon roll call the vote was as follows: Yes: Alderman Walker, Alderman MacMicking, Alderman Drake, Mayor Pro Tem Brewer and Alderman Aaron. No: None. Abstain: None. Motion passes unanimously.**

8. Discuss and consider for action to approve a Disclaimer/Privacy Policy for the website.

Alderman Walker made a motion to approve a Disclaimer/Privacy Policy for the website. Alderman Drake seconded the motion. **Upon roll call the vote was as follows: Yes: Alderman Walker, Alderman MacMicking, Alderman Drake, Mayor Pro Tem Brewer and Alderman Aaron. No: None. Abstain: None. Motion passes unanimously.**

9. Discuss and consider for action approval to purchase Lot 35, Retirement Village No. 1, adjacent to Jones Brothers Park, and allocate the expenditure of \$5,000 to the Park Fee Fund.

Bob Olivas, Chairman of the Parks and Recreation Board gave background on the availability of the property, due to back taxes and recommended that the lot be purchased. Alderman MacMicking made a motion to approve the purchase of Lot 35, Retirement Village No. 1, adjacent to Jones Brothers Park, and allocate the expenditure of \$5,000 to the Park Fee Fund. Mayor Pro Tem Brewer seconded the motion. **Upon roll call the vote was as follows: Yes: Alderman Walker, Alderman MacMicking, Alderman Drake, Mayor Pro Tem Brewer and Alderman Aaron. No: None. Abstain: None. Motion passes unanimously.**

Mayor Pro Tem Brewer thanked Mr. Olivas for his work on the issue.

Mayor Brown called a recess at 9:05 p.m. and then called the meeting back to order at 9:20 p.m.

10. Discuss and consider for action a development and annexation agreement for the Volente Group Tract of 62.983 acres located at the south east corner of FM 1431 and Reed Parks Road East.

John Shipley of the Volente Group was present with his engineers and attorney to discuss the proposal. Paige Saenz, city attorney was also present and participated in the discussion. Citizens who spoke were Jim Conatser, Bill Nichols, Jack Fountain, and Rod Schafner. Alderman Walker presented a list of changes he wished to have made to the agreement.

Alderman Walker made a motion to table this agenda item pending the inclusion of the information that has been asked of Paige Saenz and that we remove the ROW dedication language from the agreement and concept plan. Alderman Aaron seconded the motion. **Upon roll call the vote was as follows: Yes: Alderman Walker, Alderman MacMicking, Alderman Drake, Mayor Pro Tem Brewer and Alderman Aaron. No: None. Abstain: None. Motion passes unanimously.**

11. Discuss and consider for action the placement of items on future agendas.

Alderman Aaron asked to have on each regular meeting agenda, a report to council on the waste water issues under item A. 5. COUNCIL COMMENTS ON DEPARTMENT REPORTS, with a staff report on the work in progress for the packets.

Mayor Pro Tem Brewer asked for a future item to ask the city engineer to find a cost for a comprehensive road improvement plan and then to go to a bond election for all street improvements.

Alderman MacMicking asked for an item on the March 8th agenda to consider an increase in the homestead tax exemption.

Alderman Walker asked to get from the Planning and Zoning Commission on the revised Future Land Use Map by the March 8th meeting. Alderman Aaron and Bob Stevenson asked that it be only an update, since there may not be enough time to finish the map.

D. ADJOURNMENT

Mayor Brown adjourned the meeting at 11:02 p.m.

PASSED AND APPROVED AT A REGULAR MEETING HELD ON MARCH 8th, 2007.

James M. Brown, Mayor
City of Jonestown

ATTEST:

Linda Hambrick, City Secretary